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Attorney Docket No.: 70055

JAN 2 g 2005

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant

: KNIGHT et al.

Serial No. : 09/90 Confirm, No. : 5953

: 09/901,873

Filed

: July 9, 2001

For

: PELLETIZING DIE...

Art Unit

: 1722

Examiner

: Joseph S. DelSole

Dated

: January 28, 2005

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

## PETITION UNDER 37 CFR 1.136 (a)

Sir:

The Office Action dated September 29, 2004 provided for a shortened statutory period for response of three months.

The shortened statutory period expired December 29, 2004.

Since the attached response is being filed within the first month pursuant to 37 CFR 1.136(a) Applicant attaches a Credit Card Payment Form and respectfully requests the Examiner to charge the appropriate petition fee of \$120.00 (fee code 1251).

Respectfully submitted for Applicant(s),

Bv

John James McGlew

ve8

Reg. No.: 31,903

For:

McGLEW AND TUTTLE, P.C.

JJM/DWK:jms

Enclosed:

Credit Card Payment Form

70055.24

DATED:

January 28, 2005

SCARBOROUGH STATION

SCARBOROUGH, NEW YORK 10510-0827

(914) 941-5600

SHOULD ANY OTHER FEE BE REQUIRED, THE PATENT AND TRADEMARK OFFICE IS HEREBY REQUESTED TO CHARGE SUCH FEE TO OUR DEPOSIT ACCOUNT 13-0410.